

## CAMPAIGN FINANCE DIVISION

☒ **WAIVER REQUEST**  
☐ **RECONSIDERATION REQUEST**

**DATE: 7/26/2021**

**DOCKET #:**

### FILER INFORMATION

Name: John R. "Dick" Gibbs  
Office: Councilman at Large, Division A  
Parish: ST. CHARLES  
Election Date: 3/20/2021  
Level of Office: District

### REPORT INFORMATION

Name of Report: 30-P  
Original Due Date: 2/18/2021  
Date Filed: 3/15/2021  
Activity Receipts: \$0  
Expenditures: \$187.69  
Funds at Close of Reporting Period: \$18,745.90

### LATE FEE INFORMATION

Amount of Late Fee: \$1,500  
Days Late: 25  
Late Fee Order Received: 4/29/2021  
Payment/Waiver Request Due Date: 5/19/2021  
Waiver Request Received: 5/18/2021  
Additional Information Requested:

- Medical - ATTACHED
- Financial
- Other

**COMMENTS:** Candidate submitted waiver request by fax and mail and states that in mid February he tested positive for the Chinese Virus (copy of test results submitted) and for several weeks, well into March he fought to overcome the symptoms. He states that the only thing on his mind was recovery and because of the situation he neglected to meet certain deadlines.

### OTHER LATE FEE INFORMATION

#### Campaign Finance:

Other Outstanding Reports: No  
Other Outstanding Late Fees: No  
Prior Late Fees: No  
Reassessed Late Fees: No

#### Disclosure Statements:

Other Outstanding Late Fees: No  
Prior Late Fees: No



PLEASE BE ADVISED BOTH LATE FEE ASSESSMENTS

STATE OF LOUISIANA  
DEPARTMENT OF STATE CIVIL SERVICE  
LOUISIANA BOARD OF ETHICS

P. O. BOX 4368  
BATON ROUGE, LA 70821  
(225) 219-5600  
FAX: (225) 381-7271  
1-800-842-6630  
www.ethics.la.gov

ARE BEING APPEALED

John R. "Dick" Gibbs

April 27, 2021

Mr. John R. "Dick" Gibbs  
2420 Ormond Blvd.  
Destrehan, LA 70047-2135

CERTIFIED MAIL

NO. 70180360000074745637

RETURN RECEIPT REQUESTED

RE: Late fee assessment for the March 20, 2021 Election  
30-P Campaign Finance Disclosure Report filed 25 days late

Dear Mr. Gibbs:

Enclosed is an assessment of a late fee pursuant to La R.S. 18:1505.4 and La. R.S. 18:1511.4.1. Please submit a check or money order in the amount of **\$1,500** payable to the Treasurer of the State of Louisiana to P. O. Box 4368, Baton Rouge, LA 70821. **Please note that late fees can only be paid by the candidate or by his campaign.**

**You have 20 days from receipt of this letter to dispute this assessment. You may elect to do either or both of the following:**

1. You may submit your request for a waiver to the attention of the Louisiana Board of Ethics.

Waivers are handled by the Ethics Board. The Board of Ethics may reduce, suspend, or decline to waive a late fee assessment based on the cause shown by the person, candidate, or political committee. If you submit a request for a waiver of the late fee to the Board of Ethics, your request should contain details as to why, in your opinion, you have good cause why your report was not timely filed. Also, if you would like to appear before the Board of Ethics in connection with your request, you should state that in your letter. The request should be submitted to the attention of the Board of Ethics at the following address: P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

2. You may appeal **the assessment** directly to the Ethics Adjudicatory Board (EAB).

Appeals to the EAB are proceedings before a three judge panel. The determination is made regarding whether the person, candidate, or political committee was required to file the report and whether the report was filed late. **Mitigating factors are not considered during an EAB proceeding. The EAB does not have the authority to reduce, suspend, or waive a late fee assessment.** If you choose to appeal the assessment to the EAB, you should submit your request for an appeal to the attention of the Executive Secretary of the Louisiana Board of Ethics at P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

If you timely submit a waiver request or appeal, your name will not be posted on the website, pending the result of your appeal. Furthermore, if you request an appearance, you will be notified of the place and time prior to the meeting.

If you do not **pay or dispute** the assessment of the late fee within 20 days from the receipt of this letter, the matter will be forwarded to the Attorney General's Office to pursue collection. If the matter is forwarded to the Attorney General's Office for collection, you may be responsible for all additional costs incurred. Additionally, late fees not paid by the due date will be posted on the agency website.

***You should be aware that unpaid campaign finance fines, fees or penalties may have an adverse effect on your ability to run for public office in the future, as the Board of Ethics will object to your future qualifications for candidacy for public office pursuant to La. R.S. 18:491 and R.S. 18:492.***

Sincerely,

LOUISIANA BOARD OF ETHICS

Melissa Horn

Melissa Horn

**STATE OF LOUISIANA LOUISIANA BOARD OF ETHICS**  
**acting in its capacity as the**  
**SUPERVISORY COMMITTEE ON CAMPAIGN FINANCE DISCLOSURE**

**In Re:        John R. "Dick" Gibbs**  
**March 20, 2021 Election**

**LATE FEE ASSESSMENT ORDER**

**WHEREAS**, John R. "Dick" Gibbs, in his capacity as a candidate for Councilman at Large, Division A in the March 20, 2021 election was required to file campaign finance reports pursuant to La. R.S. 18:1484.

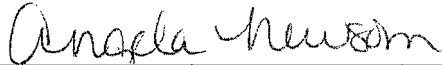
**WHEREAS**, La. R.S. 18:1505.1 provides that it is a violation of the Campaign Finance Disclosure Act to fail to timely file campaign finance reports.

**WHEREAS**, in accordance with La. R.S. 18:1495.4B(3), John R. "Dick" Gibbs was required to file a 30th Day Prior to Primary Report (30-P) by February 18, 2021. John R. "Dick" Gibbs filed the report on March 15, 2021 and was 25 days late.

**WHEREAS**, La. R.S. 18:1505.4A(2)(a)(ii) provides that an automatic late fee of \$60 per day (not to exceed \$2,000) be assessed against John R. "Dick" Gibbs for this late filing.

**ACCORDINGLY, IT IS ORDERED** that a late fee of \$1,500 is assessed against John R. "Dick" Gibbs for failure to timely file his campaign finance disclosure report.

**ORDER** signed on the 27th day of April 2021 at Baton Rouge, Louisiana.

  
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Angela Newsom, Director  
Campaign Finance & Lobbying Division

